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2011 MAY 31 PM 4:36 ✓

SANDRA K MARKHAM

BY Kelly Gresham

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF YAVAPAI**

STATE OF ARIZONA,

Plaintiff,

vs.

STEVEN DEMOCKER,

Defendant

P1300CR201001325

**RESPONSE TO STATE'S MOTION FOR  
RECONSIDERATION re:  
TRANSFERRING TRIAL LOCATION  
TO PRESCOTT**

**(Hon. Warren Darrow)**

The Defendant, by and through undersigned Counsel hereby responds to the state's "Motion for Reconsideration re: Transferring Trial Location to Prescott." The Defendant objects to the state's Motion because it fails to pass muster under Rule 16.1(d), Arizona Rules of Criminal Procedure, "Finality of Pretrial Determinations:"

"Except for good cause, or as otherwise provided by these rules, an issue previously determined by the court shall not be reconsidered."

There is no "good cause," no new circumstances have arisen, so the Court should not review its earlier ruling. As there is no reason to re-hear this issue, the Motion for Reconsideration should be denied.

RESPECTFULLY SUBMITTED this May 31, 2011

By

Craig Williams  
Craig Williams  
Attorney for the Defendant

Copies of the foregoing delivered this date to:  
Hon. Warren Darrow, Judge of the Superior Court  
Jeff Paupore, Steve Young, Yavapai County Attorney's Office  
The Defendant

By:  \_\_\_\_\_